



**Waganakising Odawak**  
Little Traverse Bay Bands of Odawa Indians  
**Office of the Tribal Chairman**  
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**William Ray Kiogima and Helen Agnes Kiogima Noozwin Act**  
**REG-WOS 2006-001-073014-001**

**Introduction and explanation.** The purpose of the William Raymond Kiogima and Helen Agnes Kiogima Noozwin Act is to provide Tribal Citizens the opportunity to have multiple names and to change their name.

The following Regulations are established in compliance with Section V of the William Raymond Kiogima and Helen Agnes Kiogima Noozwin Act.

**I. Definitions:**

- A. Adult:** A person 18 years of age or older.
- B. Alias:** Another name that a person may use instead of their legal name or birth name.
- C. Emancipated Person:** A minor who is self-supporting and independent of parental control, as a result of a court order.
- D. Legal Name:** A person's name that is usually the name given at birth and recorded on the birth certificate. A legal name may also be a different name used by a person consistently and independently, or a name that has been declared to be the person's name by a court.
- E. LTBB or Tribe:** The Little Traverse Bay Bands of Odawa Indians.
- F. Minor:** A person under the age of 18 years.
- G. Noozwin:** Name
- H. Perjury.** The act of knowingly giving false testimony while under oath.
- I. Petition to Change Name:** A petition or request to have a name legally changed or to have the name(s) of minor child(ren) changed.

1           **J. Tribal Citizen:** A Tribal Citizen is an enrolled LTBB Citizen.

2           **K. Tribal Court:** LTBB Tribal Court.

3   **II. Each LTBB Citizen has the option to change his or her name as follows:**

4           a. Alias Name. Use of an Alias Name is not a legal name change. The Enrollment  
5           Office will document the Alias Name in the Tribal Citizen's electronic file and file  
6           folder. The Tribal Citizen will not be issued a Tribal Identification Card with the  
7           Alias Name.

8           b. A formal name change. This is a legal name change. The Enrollment Office will  
9           issue a new Tribal Identification Card with the new legal name upon receipt of a  
10          court order from the LTBB Tribal Court or another court of competent  
11          jurisdiction. See Section VIII of these Regulations for the Documents to be  
12          provided or submitted to the Enrollment Office for a legal name change.

13   **III. Any person seeking a name change in Tribal Court must** be an enrolled LTBB  
14   Citizen and must provide a copy of their Birth Certificate and their Tribal  
15   Identification Card. In addition, the Tribal Court may require any of the following  
16   documents in support of a petition to change a name:

17          a. Marriage License

18          b. Divorce Decree

19          c. Other Birth Certificates

20          d. If emancipated, must provide proof of emancipation

21          e. Proof of current guardianship/custody/other parental relationship to minor(s)

22          f. Any document(s) necessary to establish the burden of proof as discussed in Section  
23          V. below.

24   **IV. A Petition to Change Name requires the following:**

25          a. The current name and the new name selected, which may be more than one name;

26          b. Any titles, prefixes or suffixes that may be added to the new name;

27          c. File the "Petition for Name Change" with Tribal Court and pay the filing fee.

28   **V. Burden of Proof for Petition to Change Name.**

1           **a. Adult:**

- 2           a. Must demonstrate to the Court that the request for a name change is for a  
3           legitimate purpose. The petitioner cannot change their name for any illegal  
4           or fraudulent reason. If the petitioner is seeking to change their name to  
5           avoid creditors, child support, outstanding warrants or other obligations, the  
6           Court will not grant the request for a name change.

7           **b. Minors:**

- 8           a. Must demonstrate to the Court that the request for a name change for the  
9           child(ren) is for a legitimate purpose. The petitioner cannot change the  
10          child(ren)'s name for any illegal or fraudulent reasons. If petitioner is  
11          seeking to change their child(ren)'s name to avoid creditors or avoid child  
12          support or to interfere with visitation or custody, the Court will not grant  
13          the request for a name change.
- 14          b. If the other parent consents to the child(ren)'s name change or fails to  
15          appear at the hearing, the Court will have discretion to grant the child(ren)'s  
16          name change unless the Court finds that the request is for an illegal or  
17          fraudulent purpose.
- 18          c. If either parent or legal guardian appears at the hearing and objects to the  
19          child(ren)'s name change, the Court will consider any factors the Court  
20          deems relevant in determining whether to change the child(ren)'s name.  
21          Those factors may include:
- 22                  i. Misconduct by either parent.
- 23                  ii. Failure of either parent to support the child(ren).
- 24                  iii. Failure of either parent to maintain contact with the child(ren).
- 25                  iv. The length of time the child(ren) has used the current name.
- 26                  v. Whether a particular name will contribute to the estrangement of the  
27                  child(ren) from a non-custodial parent who wants to foster and  
28                  preserve the parental relationship or otherwise distance the child  
29                  from the non-custodial parent.

30   **VI.** The Court will also consider any traditional practices of the Tribe in the naming of  
31   children and any other factors that can be deemed to be relevant by the Tribal Court.

32   **VII.** The Court may permit an individual having the same name, or similar name to that

1 which the petitioner proposes to assume, to intervene in the proceeding for the purpose  
2 of showing fraudulent intent.

3 **VIII. Tribal Citizens who have changed their name must submit the following**  
4 **documents to the Enrollment office:**

- 5 a. Name Change Order.
- 6 b. New Social Security Card with new name.
- 7 c. Original Birth Certificate and any New Birth Certificate.

8 **IX. Upon receipt of a Name Change Order from the Tribal Court or another court,**  
9 **the Enrollment Office will:**

- 10 a. Change the Tribal Citizen's electronic file database and keep a hard copy file  
11 history of each Tribal Citizen's legal identity.
- 12 b. Publish the LTBB Tribal Citizen's new name and former name in the Odawa  
13 Newsletter and Odawa Register for 60 days.
- 14 c. Issue the new tribal identification card with the new name at no cost.
- 15 d. The Tribal Citizen shall surrender all old Tribal Identification cards with old  
16 name.

17 **X. False Statements; Civil Infraction.** Any false statement that is intentionally included  
18 within a petition for a name change constitutes perjury under section 9.107 A-2 of the  
19 Waganakising Odawa Tribal code.

20 **XI. Authority**

21 Under the WOS# 2006-001 William Raymond Kiogima And Helen Agnes Kiogima Noozwin  
22 Act, the LTBB Tribal Court has the authority to change the name of any person upon petition  
23 of the person or upon the petition of the parents of a minor. Any Order issued by the Court for  
24 change of name shall be kept as a permanent record, and copies shall be filed with the Tribal  
25 Enrollment Office.

26 **CERTIFICATION**

27 As Chairman, I approve these William Ray Kiogima and Helen Agnes Kiogima Noozwin  
28 regulations for Posting

29 Date: \_\_\_\_\_